

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION

CLERK US DISTRICT COURT  
NORTHERN DIST. OF TX  
FILED

2010 OCT 22 AM 9:57

DEPUTY CLERK pk

JAICOURRIE DEWAYNE FINLEY,

Petitioner,

v.

2:10-CV-0113

RICK THALER,

Director, Texas Dep't of Criminal Justice,  
Correctional Institutions Division,

Respondent.

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**ORDER ADOPTING REPORT AND RECOMMENDATION,  
GRANTING RESPONDENT'S MOTION TO DISMISS, and  
DISMISSING PETITION FOR A WRIT OF HABEAS CORPUS**

Petitioner has filed with this Court a petition for a writ of habeas corpus purportedly challenging at least one prison disciplinary case. On September 30, 2010, the United States Magistrate Judge issued a Report and Recommendation in this cause, recommending therein the petition for a writ of habeas corpus be dismissed as petitioner failed to challenge any actual prison disciplinary proceeding. As of this date, petitioner has not filed objections to the Report and Recommendation.

The undersigned United States District Judge has made an independent examination of the record in this case. The Magistrate Judge's Report and Recommendation is hereby ADOPTED. Accordingly, the Motion to Dismiss filed by respondent is GRANTED, and the petition for a writ of habeas corpus filed by petitioner is DISMISSED.

IT IS SO ORDERED.

ENTERED this 22<sup>nd</sup> day of October 2010.

  
MARY LOU ROBINSON  
UNITED STATES DISTRICT JUDGE